



1632

Attorney's Docket No.: 09010-027006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Walter Callen et al.  
Serial No. : 10/034,849  
Filed : December 21, 2001  
Title : ENZYMES HAVING HIGH TEMPERATURE POLYMERASE ACTIVITY AND METHODS OF USE THEREOF

Art Unit : 1632  
Examiner : Unknown

Commissioner for Patents  
P.O. Box 2327  
Arlington, VA 22202

#9  
M.9.1  
10/15/02

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.97 and §1.98

Sir:

Enclosed for filing in the above-referenced patent application is a Form PTO-1449, being submitted prior to the first Office Action on the merits. Applicants respectfully request consideration of the remarks and references set forth herein.

The following documents are enclosed herewith:

- copy of Form PTO-1449 from parent application
- Postcard

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202.

SEPTEMBER 26 2002  
Date of Deposit

*Susan Sesnovich*  
Signature

SUSAN SESNOVICH  
Typed or Printed Name of Person Signing Certificate

### **REMARKS**

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

A copy of the Information Disclosure Statement (IDS) submitted for the parent application U.S. Serial Number 09/948,369 on September 25, 2002, is also enclosed. A copy of this statement is being submitted because Applicants wish the information to appear among the "references cited" on any patent to issue therefrom (MPEP §609). In accordance with 37 CFR §1.98(d), copies of the references cited in the parent application are not included in this submission (MPEP §609A(2)); however, for the Examiner's convenience, if requested, Applicants will be pleased to provide a copy of any or all of the references cited therein.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicants believe that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 06-1050. If necessary, please deduct any necessary additional fees from, or credit any overpayment to, the above-noted Deposit Account.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 858 678 5070.

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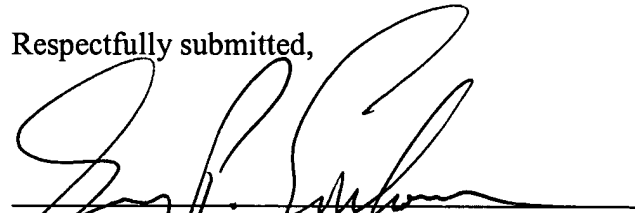
Attorney's Docket No.: 09010-027006

Date: Sept. 26, 2002

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Respectfully submitted,

  
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